

Inventors: Yeaman and Shen
Serial No.: 09/648,816
Filed: August 25, 2000
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REMARKS

Claims 67-79 are pending in the above-identified application. Claims 70-74 and 76-79 stand withdrawn from consideration as directed to a non-elected invention. The Examiner asserts in the Notice of Non-Compliant Amendment that Applicants improperly have withdrawn claim 70-74 and 76-79. This is incorrect. Claims 70-74 and 76-79 were withdrawn from consideration by the Examiner in Paper No. 19, Office Action mailed January 9, 2003. The Examiner's attention is directed specifically to the last sentence under the heading *Election/Restrictions* at page 2 and to the Office Action Summary under the heading *Disposition of Claims*, specifically item 4a. The cited sections show that the Examiner, not Applicants, withdrew claims 70-74 and 76-79 from consideration.

Claims 67-69 and 75 are presently being examined.

Claim 67 has been amended herein to clarify that the claimed antimicrobial peptide consists of 13 to 74 amino acids. The amendment to claim 67 is supported throughout the specification, for example, at page 42, lines 8-11, and adds no new matter. Applicants respectfully request entry of the amendment.

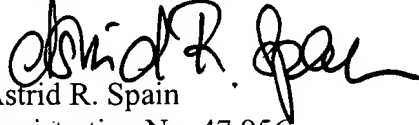
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CONCLUSION

In light of the Amendments and Remarks herein, Applicants submit that the claims are now in condition for allowance and respectfully request a notice to this effect. Should the Examiner have any questions, he/she is invited to call the undersigned attorney.

Respectfully submitted,

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